

APPEAL,CLOSED,PROSE-PR,TYPE-G

**U.S. District Court  
District of Columbia (Washington, DC)  
CIVIL DOCKET FOR CASE #: 1:14-cv-01716-RMC**

MADSEN v. SMITH  
Assigned to: Judge Rosemary M. Collyer  
Cause: 28:2241 Petition for Writ of Habeas Corpus (federa

Date Filed: 10/10/2014  
Date Terminated: 02/23/2015  
Jury Demand: None  
Nature of Suit: 530 Prisoner Petition:  
General (Habeas Corpus)  
Jurisdiction: U.S. Government Defendant

**Petitioner**

**KURT MADSEN**

represented by **KURT MADSEN**  
345-102  
MCRAE CORRECTIONAL  
INSTITUTION  
P.O. DRAWER 55030  
MCRAE HELENA, GA 31055  
PRO SE

V.

**Interested Party**

**UNITED STATES OF AMERICA**

represented by **Sherri Lee Berthrong**  
U.S. ATTORNEY'S OFFICE  
555 Fourth Street, NW  
Washington, DC 20530  
(202) 252-7561  
Fax: (202) 252-7559  
Email: [sherri.berthrong@usdoj.gov](mailto:sherri.berthrong@usdoj.gov)  
**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

V.

**Respondent**

**WILLIAM SMITH**

Date Filed	#	Page	Docket Text
10/10/2014	<u>1</u>		PETITION for Writ of Habeas Corpus (Filing fee \$ 0.00.) filed by KURT MADSEN. (Attachments: # <u>1</u> Civil Cover Sheet)(rdj) (Entered: 10/16/2014)
10/10/2014	<u>2</u>		MOTION for Leave to Proceed in forma pauperis by KURT MADSEN (rdj) (Entered: 10/16/2014)
10/10/2014			FIAT ORDER granting <u>2</u> Motion for Leave to Proceed in forma pauperis

		"Leave to file without prepayment of costs GRANTED". Signed by Judge Amy Berman Jackson on 10/8/2014. (rdj) (Entered: 10/16/2014)
10/17/2014	<u>3</u>	ORDER DIRECTING RESPONDENT TO SHOW CAUSE. Signed by Judge Rosemary M. Collyer on October 16, 2014. (cdw) (Entered: 10/17/2014)
10/20/2014		SHOW CAUSE (1) Issued as to WILLIAM SMITH pursuant to Order to Show Cause <u>3</u> . (kb) (Entered: 10/20/2014)
10/29/2014	<u>4</u>	SHOW CAUSE Executed as to United States Attorney General and the United States Attorney for the District of Columbia pursuant to Order to Show Cause <u>3</u> ; Date of Service of show cause order as to United States Attorney for the District of Columbia 10/28/2014 and United States Attorney General 10/17/14. (rdj) (Entered: 10/29/2014)
11/03/2014	<u>5</u>	NOTICE of Appearance by Sherri Lee Berthrong on behalf of UNITED STATES OF AMERICA (Berthrong, Sherri) (Entered: 11/03/2014)
11/05/2014	<u>6</u>	Mail Returned as undeliverable sent to Kurt Madsen. Type of Document Returned: Court's Order <u>3</u> of 10/16/2014. No forwarding information provided; petitioner was released on 9/29/2014. (cdw) (Entered: 11/05/2014)
11/12/2014	<u>7</u>	First MOTION for Extension of Time to File Response/Reply to <i>Petitioner's Petition For A Writ Of Habeas Corpus</i> by UNITED STATES OF AMERICA (Attachments: # <u>1</u> Text of Proposed Order)(Berthrong, Sherri) (Entered: 11/12/2014)
11/17/2014		MINUTE ORDER granting <u>7</u> the United States' Motion for Enlargement of Time. The United States shall file a response to <u>1</u> Petitioner's Petition for a Writ of Habeas Corpus no later than December 17, 2014. Signed by Judge Rosemary M. Collyer on November 17, 2014. (lcrmc1) (Entered: 11/17/2014)
11/17/2014		Set/Reset Deadlines/Hearings: Response to <u>1</u> due by 12/17/2014. (cdw) (Entered: 11/18/2014)
12/10/2014	<u>8</u>	MOTION to Dismiss <i>Petitioner's Petition For A Writ Of Habeas Corpus</i> by UNITED STATES OF AMERICA (Attachments: # <u>1</u> Text of Proposed Order, # <u>2</u> Exhibit A, # <u>3</u> Exhibit B, # <u>4</u> Exhibit C, # <u>5</u> Exhibit D, # <u>6</u> Exhibit E, # <u>7</u> Exhibit F, # <u>8</u> Exhibit G, # <u>9</u> Exhibit H)(Berthrong, Sherri) (Entered: 12/10/2014)
01/05/2015	<u>9</u>	ORDER. Petitioner shall file his opposition or other response to <u>8</u> the United States' Motion to Dismiss no later than February 6, 2015. If the petitioner does not respond by this date, the Court may summarily deny the petition for a writ of habeas corpus and dismiss the case. Signed by Judge Rosemary M. Collyer on January 5, 2015. (lcrmc1) (Entered: 01/05/2015)
01/05/2015		Set/Reset Deadlines/Hearings: Response to <u>8</u> due by 2/6/2015. (cdw) (Entered: 01/06/2015)
02/20/2015	<u>10</u>	MEMORANDUM AND OPINION. Signed by Judge Rosemary M. Collyer on February 20, 2015. (lcrmc1) (Entered: 02/20/2015)
02/20/2015	<u>11</u>	ORDER granting <u>8</u> United States' Motion to Dismiss. The <u>3</u> Order Directing Respondent to Show Cause is discharged. The <u>1</u> Petition for a Writ of Habeas Corpus is denied. This case is dismissed without prejudice. The Clerk is directed

			to mail a copy of the Order to Petitioner. Signed by Judge Rosemary M. Collyer on February 20, 2015. (lcrmc1) (Entered: 02/20/2015)
03/27/2015	<u>12</u>		MOTION for Reconsideration re <u>11</u> Order on Motion to Dismiss, MOTION to Withdraw Dismissal by KURT MADSEN "Let this be filed" by Judge Rosemary M. Collyer (rdj) (Entered: 03/30/2015)
04/28/2015	<u>13</u>		MOTION for CM/ECF Password by KURT MADSEN "Let this be filed" by Judge Rosemary M. Collyer(rdj) (Entered: 04/30/2015)
05/07/2015	<u>14</u>		ORDER denying <u>12</u> Petitioner's Motion for Reconsideration, as well as his requests to reopen this action and to serve the respondent. Signed by Judge Rosemary M. Collyer on May 7, 2015. (lcrmc1) (Entered: 05/07/2015)
05/07/2015			MINUTE ORDER denying <u>13</u> Petitioner's Motion for CM/ECF Password as moot. Signed by Judge Rosemary M. Collyer on May 7, 2015. (lcrmc1) (Entered: 05/07/2015)
06/30/2015	<u>15</u>		NOTICE OF APPEAL as to <u>10</u> Memorandum & Opinion, MINUTE Order on Motion for CM/ECF Password, <u>11</u> Order on Motion to Dismiss, <u>14</u> Order on Motion for Reconsideration, Order on Motion to Withdraw by KURT MADSEN. Fee Status: No Fee Paid. Parties have been notified. "Let this file as Notice of Appeal." by Judge Rosemary M. Collyer (zrdj) (Entered: 07/02/2015)
07/01/2015	<u>16</u>		MOTION for Leave to Appeal in forma pauperis by KURT MADSEN "Let this be filed" by Judge Rosemary M. Collyer (zrdj) (Entered: 07/02/2015)
07/02/2015	<u>17</u>		Transmission of the Notice of Appeal, Order Appealed, and Docket Sheet to US Court of Appeals. Motion to proceed on appeal in forma pauperis has been filed. Another transmission will be forwarded when the motion has been decided re <u>15</u> Notice of Appeal. (zrdj) (Entered: 07/02/2015)
07/06/2015		4	MINUTE ORDER granting <u>16</u> Motion for Leave to Appeal in forma pauperis. Signed by Judge Rosemary M. Collyer on July 6, 2015. (lcrmc1) (Entered: 07/06/2015)

**U.S. District Court**

**District of Columbia**

**Notice of Electronic Filing**

The following transaction was entered on 7/6/2015 at 5:19 PM and filed on 7/6/2015

**Case Name:** MADSEN v. SMITH

**Case Number:** 1:14-cv-01716-RMC

**Filer:**

**WARNING: CASE CLOSED on  
02/23/2015**

**Document Number:** No document attached

**Docket Text:**

**MINUTE ORDER granting [16] Motion for Leave to Appeal in forma pauperis. Signed by  
Judge Rosemary M. Collyer on July 6, 2015. (lcrmc1)**

**1:14-cv-01716-RMC Notice has been electronically mailed to:**

Sherri Lee Berthrong sherri.berthrong@usdoj.gov, Leslie.Gerardo@usdoj.gov, barbara.burnett@usdoj.gov,  
usadc.docketing@usdoj.gov

**1:14-cv-01716-RMC Notice will be delivered by other means to::**

KURT MADSEN  
345-102  
MCRAE CORRECTIONAL INSTITUTION  
P.O. DRAWER 55030  
MCRAE HELENA, GA 31055